

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office **MAY 12 1989**

Returned to applicant for correction.....

Corrected application filed..... Map filed **MAY 12 1989**The applicant **BING CONSTRUCTION COMPANY**P.O. Box 487 of Minden
Street and No. or P.O. Box No. City or TownNevada 89423 hereby make ^s application for permission to change the
State and Zip Code No.

Point of Diversion, Place of Use & Manner of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Permit 45774**

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is **Underground**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **0.25 c.f.s.**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Industrial & Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Quasi-Municipal & Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, T. 12 N., R. 20 E.,**
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B.&M., or at a point from which the North $\frac{1}{4}$ corner of said Section 21 bears
distance to a section corner. If on unsurveyed land, it should be stated.
N. 80° 53' 45" E., a distance of 1479.32 feet.
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17, T. 12 N., R. 20 E.,**
If point of diversion is not changed, do not answer.
M.D.B.&M., or at a point from which the East $\frac{1}{4}$ corner of said Section 17 bears N.
58° 03' E., a distance of 1070 feet.
7. Proposed place of use **Portions of S $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, Portions of E $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 17 and Portions of N $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, T. 12 N., R. 20 E., M.D.B.&M.
8. Existing place of use **NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 17, T. 12 N., R. 20 E., M.D.B.&M.**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) **Drilled and cased well, pump, motor and**
State manner in which water is to be diverted, i.e. diversion structure, ditches,
distribution system.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$15,000.00**
13. Estimated time required to construct works **Complete**

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water from this permit and Permits 24427, 53265, 53266 will be co-mingled
for a total duty of 829.77 acre feet. Water will be used for gravel plant
operations and related uses. Over the course of a year the plant will reach a
demand of approximately 1500 gpm and average 10 hours per day for 300 days.

s/ Jack D. Ferris

By..... THIEL, WINCHELL & ASSOCIATES, INC.
5151 So. Carson Street, Suite 301
Carson City, NV 89701
(702) 883-9300

Compared..... pm/ljs..... bp/se.....

Protested.....

..... APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of the waters of an underground source as heretofore granted under Permit 45774 is issued subject to the terms and conditions imposed in said Permit 45774 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 24427, Certificate 7330, 53265, 53266 and 53267 shall not exceed 833.74 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.25..... cubic feet per second, but not to exceed 109.77
acre feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... April 22, 1991

Proof of completion of work shall be filed before..... May 22, 1991

Application of water to beneficial use shall be made on or before..... April 22, 1992

Proof of the application of water to beneficial use shall be filed on or before..... May 22, 1992

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... JUN 21 1991

Proof of beneficial use filed..... JUN 21 1994

my office, this..... 24th day of..... July.....

Cultural map filed.....

Certificate No. 14148 Issued JUL 06 1995 A.D. 19..... 90